

He walked towards the river with Mr. La Marche. "Do you remember the receipt of the telegram that was sent to Jack Austin?" "Yes, sir," responded the servant. "You must have been impressed, then, by the appearance in the dead of the man who was drowned?" suggested the man who was with him. "I was surprised to see him there," he replied.

Then Della told how she noticed that one of the spare rooms in the Summer mansion had been used the night of Wednesday—after the death of the man who was drowned. "I know of no visitor except that he had heard her master Henry La Marche, talking with a stranger the night before at about 2:30 o'clock."

"Austin was a dark-blue suit, a turn-down collar and a black hat that Thursday morning," she said. "It was about 2:30 o'clock. The suit looked like a service suit."

"I spoke to all the servants about it because I thought it very strange that John C. Austin was there after he was reported to be drowned," concluded Della.

Under cross-examination, Miss Durkin said she had been a servant with the late Senator, Kierman, Mr. Reid and others prior to her service with the La Marche family. She said that Jack Austin was at the La Marche Summer home from Jan. 20 to 25, 1891.

The servant testified that she stood within five yards of the death of John C. Austin on that Thursday morning, July 9, 1891, and saw him as he lay on the floor.

Della did not mention the "appearance" to her mistress, Mrs. La Marche, "because that lady never wanted to hear of anything that might hurt her feelings."

She mentioned it to the other servants, but she said that John, Edward, Henry and Vincent La Marche.

Mr. Trull and others, shake the testimony of Della Durkin, when a recess was ordered.

SUES FOR \$50,000 DAMAGES.

Maudie Halliday Says Schildwachter Broke His Promise

She's an Ex-Policeman's Daughter, He a Manufacturer's Son.

Trial of a suit for \$50,000 damages for breach of promise brought by Maudie Halliday against Charles Schildwachter, Jr., was begun before Judge Gildersleeve in the Superior Court, to-day.

The plaintiff is the daughter of an ex-policeman, and was quite well known in certain social circles of Harlem. She is rather pretty, dresses stylishly, and is apparently about twenty-three years old. She was accompanied by her father in court to-day.

The defendant is a big, fine-looking man about thirty years old, and it was evident when he appeared in court that his tailor is a good one. His father is said to be a wealthy carriage manufacturer.

In her complaint Miss Halliday alleges that she became engaged to the defendant Aug. 24, 1891, and had known him for some time previously.

Nov. 28, 1891, she alleges she drank a glass of liquor which the defendant had poured for her. Almost immediately afterwards, she asserts, she became ill, and was taken to a hospital.

She says that while in the hospital she was attended by a doctor named Schildwachter, who she claims is the same as the defendant.

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IT IS TRUE, ILLIANS TO WED.

She Confirms the Report in Her Own Handwriting.

Dental that Love of Her Caused Sanford's Mental Affliction.

It is true that Lillian Russell is going to be married. She confirmed the statement in her own handwriting when an "Evening World" reporter called at her home, 218 West Seventy-seventh street, to-day.

It is quite true, she wrote.

The maid testified that she had seen Lillian Russell in the morning of Jan. 5, at 12:15 o'clock, when she found two policemen in the room.

"It is impossible for you to see her, for she is in bed," the maid said, "but I'll take a note to her."

The note was written, asking if it was true that she was soon to wed Sig. Peruzzi, who was a well-known actor.

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DENY CAPT PRICE'S CHARGES.

Roundsman Simms and Policemen McCann and Jacoby on Trial.

One Accused of Insubordination and the Others of Intoxication.

The trial of Roundsman Orrin H. Simms, Patrolmen Edward P. McCann and Henry P. Jacoby, of the West Thirty-seventh street station, the first named charged with insubordination, the last two charged with intoxication, all accused by Capt. James K. Price, in whose command they were, began before Commissioner MacLean at Police Headquarters this morning.

Lawyer Brooke, of Brooke, O'Sullivan & Brooke, was counsel for the accused policemen.

Roundsman Simms's case was called first. Capt. Price testified that on the morning of Jan. 5, at 12:15 o'clock, he found two policemen in the room.

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4,000 LEAVES FOR THE HUNGRY.

Increased Number at the Free Bread Distribution To-Day.

One Boy So Starved He Could Hardly Walk.

As "The World's" free distribution of bread to the poor of this big city goes on day by day at the distributing headquarters, 210 East Houston street, it becomes more and more apparent that the extent of hunger and poverty is greater than was at first supposed. The increased number of those who come for bread is proof of this.

This morning 4,000 loaves were given away. The crowd about the first street entrance when the distribution began was twice as large as it was yesterday.

A day like this only increases the misery of the people. The law of the city penetrates their bones too warm clothing, and the dampness underfoot soon gets through their thin and shabby shoes.

Fortunely these poor people are not kept long waiting. The room has been so arranged that the work of distributing bread goes on rapidly. The stream of people is never-ending apparently, but each gets his loaf or leaves and moves on without loss of time to make room for another.

Four thousand loaves were given away in two hours this morning. However, the crowd about the first street entrance was twice as large as it was yesterday.

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SURGEONS WILL BE UNISHED.

President Porter Says Ambulance Physicians are Careless.

This in Spite of a Whitewashing Report Over Barron's Death.

The Medical Board of Gouverneur Hospital submitted its report of the investigation into the charges of neglect preferred against Ambulance Surgeons Pitts and Kelly in the case of Michael Barron, of 129 Cherry street, who died on Jan. 2 from injuries received in falling at 100 Catharine street.

The Medical Board holds both surgeons responsible for violating a rule which requires the removal of all alcoholic cases to the hospital, but exonerates them from all responsibility for failing to find that the man's skull was fractured and his ribs broken.

The report also says that it is an open question whether the man died from injuries in falling or from alcoholism, and that the action of the ambulance surgeons did not even accelerate death.

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